IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE THIRTEENTH DAY OF JULY
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE S.ANANDA REDDY

WRIT PETITION NO : 10590 of 2005

Between:

1 A.Ravinder Rao - E.175949. S/o.Venkata Rao.
Guntur-I Depot.

2 Y.Upendera Reddy - E.175965. S/o. Ranga Reddy
Sathanapally depot Guntur district.
3 P.Sanjeeva - E.175931, S/o.Laingaiah,
Sathanapally Depot , Guntur district.
4 Md.Arifuddin, E.175931, S/o.Md.Babu,
Vindukonda Depot , Guntur district.
5 Sk.Babu Jani- E.175910, S/o.Masthan ali,
Vindukonda Depot , Guntur district.
6 R.Nandu- E.175921, S/o.Pantia,
Sathanapalle Depot , Guntur district.
7 M.Ramana Reddy - E.175887, S/o.Narsimha Reddy, 37
Guntur 1 Depot , Guntur district.
8 Ch.Ramulu - E.175951, S/o.Thirupathaiah,
Sathanapally Depot , Guntur district.
9 Syed Saleem Pasha - E.175953, S/o.Mousin ali.
Sathanapally Depot , Guntur district.
10 Sk.Ismail Ali Masjid -E.175936, S/o.Khaja Mosin Ali,
Sathanapally Depot , Guntur district.
11 M.Prasad Rao - E.175918, S/o.Kanakaratnam,
Guntur district.
12 Syed Kaleem Pasha- E.175942, S/o.Mousin Ali,
Guntur district.
13 K.Damodar Reddy - E.175980, S/o.Anji Reddy,
Guntur district.
14 P.Bisham - E.175947, S/o.Ramulu,
Guntur district.
15 A.Mazaruddin- E.175917, S/o.Gafuruddin Ahmed ,
Guntur district.
16 B.Narsi Reddy - E.175907, S/o.Arva Reddy,
Guntur district.
17 V.Krishna Reddy E-175952, S/o.Venkat Reddy,

Guntur-I Depot, Guntur district.

18 M.Laxma Reddy - E.175960. S/o.Papi Reddy.
Guntur district.

All the petitioners are permanent residents of Nalgonda-
Region, Nalgonda District.

..... PETITIONERS

AND

1 The Vice Chairman & Managing Director,

A.P.S.R.T.C, Musheerabad, Hyderabad.

2 The Regional Manager, APSRTC,

Nalgonda Region at Nalgonda, Nalgonda District.

3 The Regional Manager, APSRTC,

Guntur Region at Guntur, Guntur district.

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue an appropriate writ, order or direction preferably one in the nature of Writ of Mandamus, declaring the action of the respondents in not regularizing the services of the petitioners as Driver Grade - II from the date of their initial appointment as well as in continuing them in the region other than their own region i.e., Nalgonda region as illegal, arbitrary, unjust and contrary to law and consequently direct the respondents to regularize the services of the petitioners as Grade II Drivers in APSRTC in Nalgonda Region with all consequential benefits forthwith.

Counsel for the Petitioner :Mr. C.RAJA SEKHAR REDDY

Counsel for the Respondents: MR.R.MANMADHA REDDY, S.C. FOR APSRTC

The Court at the stage of admission made the following :

ORDER:

This writ petition is filed by the petitioners, who were 18 in number, claimed to have been recruited initially on daily wage basis, in Nalgonda region against regular notification issued in the year 1999 for filling up the vacancies of 205 posts of drivers, but subsequently, they were not regularized against regular vacancies.

According to the petitioners, they were recruited as drivers in the Nalgonda Region, against the notification issued by the Corporation in the year 1999, but immediately after their recruitment, they were asked to work on casual basis at Hyderabad and

subsequently also, the petitioners are being continued outside the Nalgonda region. It is also the contention of the petitioners that out of the selected candidates, juniors are being retained within the Nalgonda region, while seniors among the selected candidates sent out of the Nalgonda region, which is not in accordance with the rules and regulations.

The learned counsel for the petitioners also contended that if any of the juniors of the petitioners are working within the Nalgonda region, the petitioners are entitled to be posted to the Nalgonda region replacing the juniors who are to be sent out, and hence sought for appropriate directions.

Though this matter came up for admission on 29-04-2005, the respondents were directed to get instructions. Further, this court also directed to dispose of the representations of the petitioners dated 10-02-2005. But, however, it is represented before this court that no orders have been passed by the respondents disposing of the said representations. In any case, as the standing counsel did not get any instructions, the writ petition is being disposed of on merits.

As it is a claim of the petitioners that they were recruited against the notification issued by the Corporation for the vacancies notified in the Nalgonda region, they have to be posted within the Nalgonda region according to the seniority.

The respondents are therefore directed to consider the claims of the petitioners and post them within the Nalgonda region in place of the juniors working in the Nalgonda region, and further, the respondents are directed to regularize the services of the petitioners, if there are any regular vacancies in the Nalgonda region in accordance with the seniority of the candidates selected against the notification issued in the year 1999, within a period of Four Weeks from the date of receipt of a copy of this order with reference to the above directions.

The writ petition is accordingly disposed of. No costs.

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S. ANANDA REDDY, J.

Dated: 13..07..2005

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To

1 The Vice Chairman & Managing Director,

A.P.S.R.T.C, Musheerabad, Hyderabad.

2 The Regional Manager, APSRTC,

Nalgonda Region at Nalgonda, Nalgonda District.

3 The Regional Manager, APSRTC,

Guntur Region at Guntur, Guntur district.

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